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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No.: **DEX-0291**

Inventors: **Macina et al.**

Serial No.: **09/989,920**

Filing Date: **November 21, 2001**

Examiner: **Not Yet Assigned**

Group Art Unit: **1645**

Title: **Compositions and Methods Relating to Lung Specific Genes and Proteins**

"Express Mail" Label No. **EV044354449US**
 Date of Deposit **February 13, 2002**

I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Box Missing Parts, Washington, D.C. 20231.

By *Kathleen A. Tyrrell*
 Typed Name: Kathleen A. Tyrrell, Reg. No. 38,350

BOX MISSING PARTS
 Assistant Commissioner for Patents
 Washington, DC 20231

Sir:

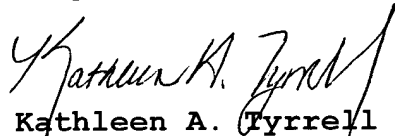
RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

In response to the "Notice to File Missing Parts of Application--Filing Date Granted" dated **December 18, 2001**, a response to which is due **February 18, 2002**, enclosed herewith for filing is the original Combined Declaration and Power of Attorney, executed by the inventor(s). An unexecuted copy of this document, attached to the above-identified specification, was filed by Express Mail No. **EV051547060US** on **November 21, 2001**.

- () Other:
- () An Associate Power of Attorney is also enclosed.
- () Small entity status of this application has been established on _____.
- () A Verified Statement Claiming Small Entity Status Under 37 CFR 1.9 and 1.27 has been forwarded to the Refund Section, Accounting Division, Office of Finance on _____. A **copy** of this Verified Statement Claiming Small Entity Status form and the Request for Refund form is enclosed for your convenience.
- () A credit card payment form in the amount of \$_____ is attached to cover the surcharge. Please charge any deficiency or credit any overpayment to Deposit Account No. 50-1619.
- (XX) Please charge the surcharge to my Deposit Account No. 50-1619 in the amount of \$130.00.
- () A check in the amount of \$_____ is enclosed.

This sheet is attached in duplicate.

Respectfully submitted,

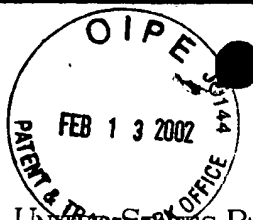


Kathleen A. Tyrrell
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Date: **February 13, 2002**

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UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/989,920	11/21/2001	Roberto A. Macina	DEX-0291

#4

CONFIRMATION NO. 2846

FORMALITIES LETTER



OC00000007206771

Licata & Tyrrell P.C.
66 East Main Street
Marlton, NJ 08053

Date Mailed: 12/18/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

A copy of this notice MUST be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

02/21/2002 BABRAHA1 00000037 501619 09989920

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